

**OFFICE OF THE GENERAL COUNSEL
Division of Operations-Management**

MEMORANDUM OM 95-10

February 1, 1995

TO : All Regional Directors, Officers-in-Charge,
and Resident Officers

FROM : William G. Stack
Associate General Counsel

SUBJECT: Litigation of ULP Cases Involving
Concurrent 10(j) Proceedings

In recent 10(j) cases, some District Court Judges have decided to rely on the record made before the ALJ in the underlying ULP litigation and they have requested, approved or in some cases ordered, the parties to schedule certain trial dates before the ALJ. These hearing dates before the ALJ could span several weeks and far exceed the original estimate. Any such scheduling arrangements made in court, particularly if ordered by the Judge, must be communicated to the Division of Judges immediately. While the Division of Judges will make every effort to accommodate such arrangements, if a case exceeds the original estimate it may necessitate removal of other cases from the Region's calendar.

If you have any questions concerning this memorandum, please contact me or your Assistant General Counsel.

W. G. S.

cc: NLRBU

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